

**MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK**

**SPECIAL SESSION  
October 10, 2007**

The Board of Supervisors of Maricopa County Arizona convened in Special Session at 2:00 p.m., October 10, 2007, in the Supervisors' Conference Room, 301 W. Jefferson, Phoenix, Arizona, with the following members present: Fulton Brock, Chairman, District 1; Andrew Kunasek, Vice Chairman, District 3 (attended telephonically); Don Stapley, District 2 (attended telephonically) and Max W. Wilson, District 4 (attended telephonically, entered late). Absent: Mary Rose Wilcox, District 5. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Minutes Coordinator; Sandi Wilson, Deputy County Manager and Victoria Mangiapane, Deputy County Attorney. Votes of the Members will be recorded as follows: aye-nay-absent-abstain.

**1. PUBLIC HEARING SET ON FORMATION OF GILBERT COUNTY ISLAND FIRE DISTRICT**

Item: Receive the formation request for the proposed Gilbert County Island Fire District, located in the Town of Gilbert municipal planning area and set a public hearing pursuant to A.R.S. § 48-851, for 9:00 a.m., Wednesday, October 31, 2007.

At the hearing on October 31<sup>st</sup>, the Board will hear those who appear for and against the proposed district and shall determine whether the creation of the district will promote public health, comfort, convenience, necessity or welfare. If the Board of Supervisors determines that the public health, comfort, convenience, necessity or welfare will be promoted, it shall approve the district formation request and authorize the persons proposing the district to circulate petitions.

The revised map and list of proposed organizing board members are on file in the Clerk of the Board's Office. (ADM4450-001)

Fran McCarroll explained that a request for the creation of a fire district has been received from a group in the Gilbert area and scheduling a public hearing is the first step in the process. If it is determined at that hearing that the creation of this district will promote public health, comfort, convenience, necessity or welfare and is approved by the Board, the proponents of the district will be free to circulate petitions among residents to determine if enough voters living in the defined area want such a district.

**~ Supervisor Wilson entered the meeting telephonically ~**

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to set this public hearing, pursuant to A.R.S. § 48-851, for 9:00 a.m., Wednesday, October 31, 2007.

**2. EXECUTIVE SESSION CALLED**

Pursuant to A.R.S. §38-431.03, et.al., motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to recess into executive session in the Tom Sullivan Conference Room, for the purpose of reviewing matters listed below pursuant to the listed statutory references. All members remained in session when the meeting reconvened.

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**E-1. LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION; SETTLEMENT DISCUSSIONS CONDUCTED IN ORDER TO AVOID OR RESOLVE LITIGATION – ARS §38-431.03(A)(3) and (A)(4)**

**Michael G. Walters V. Maricopa County, Yavapai County, Case No. CV2000-0395, 1CA-CV06-0226; Insurance Company of the West v. Maricopa County, Michael Walters, Maricopa County Superior Court No. CV-2007-003947**

Peter Crowley, Risk Manager

Ted Howard, Claims Manager, Risk Management, **did not attend**

Gerald Hickman, Outside Counsel

Laurence Tinsley, Jr., Deputy County Attorney

**MEETING ADJOURNED**

After considering the item listed above and there being no further business to come before the Board, the meeting was adjourned.

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Fulton Brock, Chairman of the Board

ATTEST:

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Fran McCarroll, Clerk of the Board